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HOUSE BILL 1154

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

JUDY VANDERSTAR RUSSELL

AN ACT

RELATING TO MUNICIPAL EMPLOYEE RETIREMENT; ENACTING NEW SECTIONS
OF THE NMSA 1978 TO PROVIDE FOR A MUNICIPAL GENERAL MEMBER PLAN
4.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new Section 10-11-55.7 NMSA 1978 is enacted
to read:

"10-11-55.7. [NEW MATERIAL] MUNICIPAL GENERAL MEMBER
COVERAGE PLAN 4--APPLICABILITY. --Municipal general member
coverage plan 4 is applicable to a designated group of municipal
general members the first day of the calendar month following an
affirmative vote by the majority of the municipal general
members in a designated group. A designated group may be all
members employed by the affiliated public employer, an
organizational group whose compensation is established by

Underscored material = new
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1 negotiated contract or all members employed by the affiliated
2 public employer, whose compensation is not established by
3 negotiated contract. The election shall be conducted by the
4 retirement board in accordance with the procedures adopted by
5 the retirement board. The procedures shall afford all municipal
6 general members who are part of the designated group an
7 opportunity to vote. A new election for coverage by municipal
8 general member coverage plan 4 shall not be held prior to the
9 expiration of six months following the date of an election that
10 failed to adopt municipal general member coverage plan 4. An
11 election adopting municipal general member coverage plan 4 is
12 irrevocable for the purpose of subsequently adopting a coverage
13 plan that would decrease employer or employee contributions with
14 respect to all current and future municipal general employees of
15 the affiliated public employer who are part of the designated
16 group. All elections for the purpose of adopting municipal
17 general member coverage plan 4 shall take place prior to July 1,
18 1998. Any election occurring after June 30, 1998 shall be
19 void. "

20 Section 2. A new Section 10-11-55.8 NMSA 1978 is enacted
21 to read:

22 "10-11-55.8. [NEW MATERIAL] MUNICIPAL GENERAL MEMBER
23 COVERAGE PLAN 4--AGE AND SERVICE REQUIREMENTS FOR NORMAL
24 RETIREMENT.--Under municipal general member coverage plan 4, the
25 age and service requirements for normal retirement are:

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- 1 A. age sixty-five years or older and five or more
- 2 years of credited service;
- 3 B. age sixty-four years and eight or more years of
- 4 credited service;
- 5 C. age sixty-three years and eleven or more years of
- 6 credited service;
- 7 D. age sixty-two years and fourteen or more years of
- 8 credited service;
- 9 E. age sixty-one years and seventeen or more years
- 10 of credited service;
- 11 F. age sixty years and twenty or more years of
- 12 credited service; or
- 13 G. any age and twenty-five or more years of credited
- 14 service. "

15 Section 3. A new Section 10-11-55.9 NMSA 1978 is enacted

16 to read:

17 "10-11-55.9. [NEW MATERIAL] MUNICIPAL GENERAL MEMBER

18 COVERAGE PLAN 4--AMOUNT OF PENSION--FORM OF PAYMENT A. --Under

19 municipal general member coverage plan 4, the amount of pension

20 under form of payment A is equal to three percent of the final

21 average salary multiplied by credited service. The amount shall

22 not exceed eighty percent of the final average salary. "

23 Section 4. A new Section 10-11-55.10 NMSA 1978 is enacted

24 to read:

25 "10-11-55.10. [NEW MATERIAL] MUNICIPAL GENERAL MEMBER

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1 COVERAGE PLAN 4--FINAL AVERAGE SALARY. --Under municipal general
2 member coverage plan 4, the final average salary is one thirty-
3 sixth of the greatest aggregate amount of salary paid a member
4 for thirty-six consecutive months of credited service. Under
5 municipal general member coverage plan 4, if a member has less
6 than thirty-six months of credited service, the final average
7 salary is the aggregate amount of salary paid a member for the
8 member's period of credited service divided by the member's
9 credited service. "

10 Section 5. A new Section 10-11-55.11 NMSA 1978 is enacted
11 to read:

12 "10-11-55.11. [NEW MATERIAL] MUNICIPAL GENERAL MEMBER
13 COVERAGE PLAN 4--MEMBER CONTRIBUTION RATE. --A member under
14 municipal general member coverage plan 4 shall contribute
15 fifteen and sixty-five hundredths percent of salary starting
16 with the first full pay period in the calendar month in which
17 coverage plan 4 becomes applicable to the member. "

18 Section 6. A new Section 10-11-55.12 NMSA 1978 is enacted
19 to read:

20 "10-11-55.12. [NEW MATERIAL] MUNICIPAL GENERAL MEMBER
21 COVERAGE PLAN 4--AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE. --
22 An affiliated public employer shall contribute eleven and sixty-
23 five hundredths percent of the salary of each member it employs
24 and who is covered under municipal general member coverage plan
25 4. "B

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State of New Mexico
House of Representatives

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

March 15, 1997

Mr. Speaker:

Your LABOR AND HUMAN RESOURCES COMMITTEE, to
whom has been referred

HOUSE BILL 1154

has had it under consideration and reports same with
recommendation that it DO PASS, and thence referred to the
APPROPRIATIONS AND FINANCE COMMITTEE.

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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Respectfully submitted,

Rick Mi era, Chai rman

Adopted _____ Not Adopted _____

(Chi ef Clerk)

(Chi ef Clerk)

Date _____

The roll call vote was 6 For 0 Against

Yes: 6

Excused: Foy, Gentry

Absent: None

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**State of New Mexico
House of Representatives**

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

March 18, 1997

Mr. Speaker:

Your APPROPRIATIONS AND FINANCE COMMITTEE, to
whom has been referred

HOUSE BILL 1154

has had it under consideration and reports same with
recommendation that it DO PASS.

Respectfully submitted,

Max Coll, Chairman

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 15 For 0 Against

Yes: 15

Excused: Heaton, Salazar

Absent: None

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

Page 10

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

March 21, 1997

Mr. President:

Your PUBLIC AFFAIRS COMMITTEE, to whom has been
referred

HOUSE BILL 1154

has had it under consideration and reports same with
recommendation that it DO PASS.

Respectfully submitted,

Shannon Robinson, Chairman

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 4 For 2 Against

Yes: 4

No: Feldman, Rodarte

Excused: Adair, Ingle, Smith

Absent: None

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